

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION  
(Cincinnati)**

<b>JOEL MOYER, et al.,</b>	:	<b>Case No. 1:01-CV-140</b>
	:	
<b>Plaintiffs,</b>	:	<b>Magistrate Judge Timothy S. Hogan</b>
	:	
<b>v.</b>	:	
	:	
<b>AMBASSADOR PROGRAMS, INC. ,</b>	:	<b>NOTICE OF DESIGNATION OF</b>
<b>et al.,</b>	:	<b>DEPOSITION EXCERPTS OF</b>
	:	<b>DANIEL PATRICK KELLY</b>
<b>Defendants.</b>	:	

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Defendant Ambassador Programs, Inc. (“Ambassador”), hereby designates the following relevant excerpts of the deposition of Daniel Patrick Kelly. A transcript of the complete deposition transcript taken on September 26, 2002, was filed with the Court on April 25, 2003. Ambassador designates excerpts of Mr. Kelly’s testimony as follows:

Page 1; Lines 1-21;  
Page 2; Lines 16-18;  
Page 3; Line 21;  
Page 4; Lines 1-15 and 20-21;  
Page 5; Lines 5 and 11-15;  
Page 6; Lines 13-15;  
Page 7; Lines 7-18;  
Page 8; Lines 19-21;  
Page 9; Lines 1-5 and 19-21;  
Page 10; Lines 1-21;  
Page 13; Lines 10-14;  
Page 14; Lines 16-21;  
Page 15; Lines 1-18;  
Page 16; Lines 5-9 and 20-21;  
Page 17; Lines 1-8 and 14-19;  
Page 28; Lines 12-17;  
Page 36; Lines 15-21;  
Page 36; Lines 1-10;

Page 37; Lines 3-131;  
Page 38; Lines 2-7;  
Page 44; Lines 12-21;  
Page 45; Lines 1-2;  
Page 46; Lines 9-21;  
Page 47; Lines 1-2 and 20-21;  
Page 48; Lines 1-2;  
Page 49; Lines 11-13;  
Page 52; Lines 3-13;  
Page 53; Lines 20-21;  
Page 54; Lines 1-21;  
Page 55; Lines 1-6 and 11-21;  
Page 56; Lines 1-6 and 20-21;  
Page 57; Lines 12-20;  
Page 58; Lines 17-21;  
Page 59; Lines 4-10;  
Page 62; Lines 19-21;  
Page 63; Lines 1-9;  
Page 64; Lines 13-21;  
Page 65; Lines 1-20;  
Page 66; Lines 7-21;  
Page 67; Lines 1-16;  
Page 68; Lines 10-16;  
Page 70; Lines 2-21;  
Page 71; Line 1;  
Page 75; Lines 16-18;  
Page 93; Lines 6-11.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I certify that on January 10, 2005, a copy of the **NOTICE OF DESIGNATION OF DEPOSITION EXCERPTS OF DANIEL PATRICK KELLY** was filed with the Court's ECF system and mailed to:

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